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5 IN THE UNITED STATES DISTRICT COURT  
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7 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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9 DELANO TOLDEN,

No. C 08-03782 CW

10 Plaintiff,

ORDER GRANTING  
PETITIONER'S REQUEST  
FOR RELIEF FROM  
DEFAULT AND TO LATE  
FILE REPLY  
(Docket # 16)

11 v.

12 JAMES E. TILTON,

13 Defendant.  
14 \_\_\_\_\_ /

15 Petitioner Delano Tolden, through counsel, requests permission  
16 to be allowed to file, one day beyond the deadline, his reply to  
17 Respondent's Answer to Petition for Writ of Habeas Corpus.  
18 Petitioner also requests any necessary relief from default.  
19 Respondent has not filed an opposition. Having considered  
20 Petitioner's papers, the Court hereby grants his requests to file  
21 his reply and for relief from default.

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23 IT IS SO ORDERED.

24  
25 Dated: January 29, 2010

*Claudia Wilken*

26 CLAUDIA WILKEN  
27 United States District Judge  
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